

Amendments 647 and 828 have been moved from the subject of Public Safety to the subject of Economic Development.

Mr. DeLeo of Winthrop and others move to consolidate the following amendments: 4, 19, 25, 27, 31, 55, 78, 82, 99, 106, 127, 179, 183, 217, 261, 306, 309, 336, 337, 381, 408, 422, 427, 428, 429, 430, 431, 432, 433, 468, 469, 499, 502, 510, 514, 560, 568, 569, 574, 586, 594, 613, 670, 738, 758, 775, 805, 813, 814, 845, 851, 858, 865, 900, 914, 929, 932, 934, 945, 947, 1015, 1019, 1075, 1080, 1124, 1128, 1129, 1131, 1146, 1148, 1150, 1264, and 1306 and hereby move to amend H.4000 in section 2 in line item 8000-0000 by inserting after the word "General" the following:— "1 of whom shall be a representative of organized labor and 1 of whom shall be a representative of management and chapters 268A and 268B of the General Laws shall not apply to members of the commission who are not otherwise subject to said chapters 268A and 268B and provided, further, that the commission shall not be subject to sections 11A and 11A1/2 of chapter 30A of the General Laws".

And move further to amend the bill in section 2 by striking out line item 8000-0010 and inserting in place thereof the following:—

8000-0010	For community policing grants to be administered by the executive office of public safety; provided, that no such grants shall be awarded to the department of state police; provided further, that any community earmarked to receive community policing funds in item 8000-0010, in section 2 of chapter 26 of the acts of 2003, including funds allocated by section 67 of chapter 140 of the acts of 2003, or in item 7003-0702 in section 2 of chapter 149 of the acts of 2004, shall receive 100 per cent of the amount so earmarked in fiscal year 2006; provided further, that grants shall only be expended on items that are related to community policing activities, programs, purchases or construction; provided further, that grant funds shall not be expended on food and beverages, recruit training academy tuition, salaries and benefits for non-community policing personnel or payments for non-related overtime; provided further, that not less than \$25,000 shall be made available for the safe use of the neponset river bicycle path in the town of Milton; and provided further, that not later than March 15, 2006 the executive office of public safety shall submit a report to the house and senate committees on ways and means detailing the amount of grants awarded to these grant recipients and descriptions of these grants .....	\$20,292,596
-----------	---	--------------

And move further to amend the bill in section 2 by striking out line item 8100-0000 and inserting in place thereof the following:—

8100-0000	For the administration and operation of the department of state police; provided, that the department shall expend funds from this item for the purposes of maximizing federal grants for the operation of a counter-terrorism unit; provided further, that the
-----------	---

department shall maintain the division of field services which shall include, but not be limited to, the bureau of metropolitan district operations; provided further, that not fewer than 40 officers may be provided to the department of conservation and recreation for the purpose of patrolling the watershed property of said department; provided further, that funds shall be expended from this item for the administration and operation of an automated fingerprint identification system and the motor carrier safety assistance program; provided further, that not fewer than 5 officers shall be provided to the disabled persons protection commission for the purpose of investigating cases of criminal abuse; providing further, that the amount of \$75,000 shall be expended for the 5-A Program, so called, in Springfield; provided further, that the department may enter into an interagency agreement with the department of conservation and recreation to provide police coverage on department properties and parkways; provided further, that the creation of a new or the expansion of the existing statewide communications network shall include the office of law enforcement in the executive office of environmental affairs, department of fisheries, wildlife and environmental law enforcement at no cost to, or compensation from, that office; provided further, that not less than \$2,328,946 shall be expended for the payroll costs of the state police directed patrols; provided further, that any community that was selected to receive earmarked funds in fiscal year 2005 shall receive 100 per cent of the amount so earmarked in fiscal year 2006; provided further, that not less than \$750,000 shall be expended to curb gang-related activities in the cities of Boston, Brockton, Chelsea, Lawrence, Revere, Springfield and Worcester; and provided further, that the department may expend funds appropriated in this item for the administration of budgetary, procurement, fiscal, human resources, payroll and other administrative services of the office of the chief medical examiner, the criminal justice training council and the criminal history systems board ..... \$208,943,233

And move further to amend the bill in section 2 by striking out line item 8200-0200 and inserting in place thereof the following:—

8200-0200      For the operation of veteran, reserve and in-service training programs conducted by the Massachusetts criminal justice training council; provided, that the council shall expend not less than \$250,000 in accordance with chapter 30B of the General Laws, for training and technical assistance for chiefs of police and administrative or command personnel by: a) a combination of training manuals, seminars, computer based training and distance learning; b) research, drafting and mailing of monthly articles and presentations on legal and administration topics; c) training presentations during and following monthly meetings of policy chiefs; d) e-mail, toll-free consultation to chiefs on

administrative issues and follow-up on seminar topics; and e) a state-wide 3 day training conference on management, legal and leadership issues; provided further, that under no circumstances shall any expenditures authorized by this item be charged to item 8200-0222; provided further, that not less than \$50,000 shall be expended for the purpose of a feasibility study of a multi-use public safety structure in the town of Paxton; provided further, that not less than \$25,000 be provided to the Municipal Police Training Academy located in the town of Boylston for the purpose of increased rental, maintenance and utility costs to be paid to the town of Boylston; and provided further, that no expenditures shall be made, on or after the effective date of this act, which would cause the commonwealth's obligation for the purpose of this item to exceed the amount appropriated in this item ..... \$3,069,814

And move further to amend the bill in section 2 by striking out line item 8324-0000 and inserting in place thereof the following:—

8324-0000      For the administration of the department of fire services, including the state fire marshal's office, the hazardous materials emergency response program and the Massachusetts firefighting academy, including the Massachusetts fire training council certification program, municipal and non-municipal fire training, and expenses of the council; provided, that the fire training program shall use the split days option; provided further, that notwithstanding any general or special law to the contrary, 100 per cent of the amount appropriated in this item for the administration of the department of fire services, the state fire marshal's office and the Massachusetts firefighting academy shall be assessed upon insurance companies writing fire, homeowners multiple peril or commercial multiple peril policies on property situated in the commonwealth and paid within 30 days after receiving notice of such assessment from the commissioner of insurance; provided further, that notwithstanding any general or special law to the contrary, 100 per cent of the amount appropriated in this item for the operation of the hazardous materials emergency response program shall be assessed upon insurance companies writing commercial multiple peril, non-liability portion, policies on property situated in the commonwealth and commercial auto liability policies as referenced in line 5.1 and line 19.4, respectively, in the most recent annual statement on file with the commissioner of insurance; provided further, that \$100,000 shall be expended to Norfolk County for the purpose of the establishment of the Norfolk County dispatch center at the Massachusetts Hospital School in Canton; provided further, that notwithstanding any general or special law to the contrary, funds scheduled in the PP object class, pursuant to section 27 of chapter 29 of the General Laws for this item in fiscal year 2006 shall not be transferred to any other object class in said fiscal year; provided further, that not more than 10 per cent of the amount designated for the

arson prevention program shall be expended for the administrative costs of the program; provided further, that the expenses of the board of fire prevention regulations, pursuant to section 4 of chapter 22D of the General Laws, shall be paid from this item; provided further, that the expenses of the fire safety commission shall be paid from this item; and provided further, that not less than \$100,000 be expended for the administration of a statewide program to provide for critical incident stress intervention for the fire departments of the cities, towns, and fire districts of the commonwealth including, but not limited to, consultant services, training, equipment, and supplies ..... \$9,834,760

And move further to amend the bill in section 2 in line item 8400-0001, by striking out the figure "46,238,029" and inserting in place thereof the figures "46,488,029".

And move further to amend the bill in section 2 by striking out line item 8800-0300 and inserting in place thereof the following:—

8800-0300      For environmental monitoring of the nuclear power plant in Seabrook, New Hampshire including a continuous real-time radiological monitoring system for Massachusetts cities and towns located within the emergency planning zone of the nuclear power plant; provided, that the cost of this item, including any applicable fringe benefits and indirect costs, shall be assessed on electric companies in Massachusetts which own, in whole or in part, or purchase power from the Seabrook nuclear power plant; provided further, that the department of telecommunications and energy shall develop an equitable method of apportioning such assessments among the licensees; provided further, that such assessments shall be paid during the current fiscal year as provided by the department; provided further, that for the purposes of said item, electric companies shall be defined as all persons, firms, associations and private corporations which own or operate works or distribute electricity in the commonwealth; provided further, that the term "electric companies" shall not include municipalities or municipal light plants; provided further, that not less than \$75,000 shall be expended for the upgrading and installation of updated monitoring equipment for C-10 of Newburyport this expense shall be apportioned according to the formula stated above; and provided further, that the department shall report to the house and senate committees on ways and means not later than March 1, 2006 the results of the monitoring project between the department and the citizens monitoring group, including but not limited to, the reasons for increases and decreases in radiation levels ..... \$165,356

And move further to amend the bill in section 2 by striking out line item 8900-0001 and inserting in place thereof the following:—

8900-0001      For the operation of the commonwealth's department of correction; provided, that the department shall expend not less

than \$1,008,500 to cities and towns hosting facilities; provided further, that one-half of the number of inmates incarcerated at Souza Baranowski correctional center shall be deemed to be incarcerated within a correctional facility in the town of Shirley and one-half shall be deemed to be incarcerated within a correctional facility in the town of Lancaster; provided further, that before closing any correctional facility, the commissioner of corrections and the secretary of public safety shall report to the committees on ways and means and public safety on the per-inmate cost of incarceration in the closing facility, and the per-inmate cost in the facilities to which inmates will be moved; provided further, that the department shall expend not less than \$500,000 to the community hosting the facility at Cedar Junction; provided further, the commissioner of corrections and the secretary of public safety shall report to the committees on ways and means and public safety and homeland security before January 1 of each year the point score compiled by the department of correction's objective classification system for all prisoners confined in each prison operated by the department; provided further, that not less than \$40,000 shall be provided for the Dismas House, so-called, in the city of Worcester; provided further, that not less than \$100,000 be spent to conduct a comprehensive study of resources and best practices that develop and strengthen the family connections of women inmates and their children; and provided further, that the department may expend funds appropriated herein for the administration of budgetary, procurement, fiscal, human resources, payroll and other administrative services of the military division, the Massachusetts parole board and the sex offender registry board ..... \$430,764,325

And move further to amend the bill in section 2, in item 8910-0000, in line 111, by inserting after "own-source revenues;" the following:—"provided further, that notwithstanding the provisions stated in this item, the maintenance of effort obligations for Suffolk county shall be 4 per cent of the total fiscal year 2006 Suffolk county correction operating budget as approved by the county government finance review board"

And move that the bill be amended in section 2 by striking out item 8910-6619 and inserting in place thereof the following:—

8910-6619     The Essex Sheriff's department may expend for the operation of the department an amount not to exceed \$2,000,000 from revenues received from federal inmate reimbursements; provided, that \$150,000 from the reimbursements shall not be available for expenditure and shall be deposited quarterly into the general fund before the retention by the department of any of these revenues as certified by the comptroller; provided further, that said quarterly payments shall total \$600,000 in fiscal year 2005 and provided further, that said sheriff may expend from this item costs associated with joint federal and state law enforcement activities from federal reimbursements received;

that notwithstanding any general or special law to the contrary, for purpose of accommodating timing discrepancies between the receipt of retained revenues and related expenditures, the department may incur expenses and the comptroller may certify for payment amounts not to exceed the lower of this authorization or the most recent revenue estimate as reported in the state accounting system.....\$2,000,000

And move further to amend the bill in section 2 by striking out line item 8910-7100 and inserting in place thereof the following:—

8910-7100      The Massachusetts Sheriffs' Association may expend for the operation of said association an amount not to exceed \$286,000 from revenues received from voluntary contributions from state and county sheriffs; provided, that the sheriffs shall appoint persons to serve as executive director, assistant executive director and research director and other staff positions as necessary to the Massachusetts Sheriffs' Association for the purpose of coordination and standardization of services and programs, the collection and analysis of data related to incarceration and recidivism and generation of reports, technical assistance and training to ensure standardization in organization, operations, and procedures; provided further, that this staff shall not be subject to section 45 of chapter 30 or to chapter 31 of the General Laws and shall serve at the will and pleasure of a majority of sheriffs; provided further, that the 14 sheriffs of the commonwealth shall form an agreement to fund the costs of this item in future fiscal years; provided further, that the executive director of the Association shall submit a report that shows the amounts of all grants awarded to each sheriff in fiscal year 2006; and provided further, that the report shall be submitted to the house and senate committees on ways and means not later than February 1, 2006 ..... \$286,000

And move further that the bill be amended in section 2, in item 8950-0001, by striking out the figures "13,336,481" and inserting in place thereof the figures "13,436,481".